

ENCROACHMENT PERMIT

(to be completed by applicant)

KELLOW TRUST

~~Walter B. Gwaltney, Corp.~~, the Xowner Lessee of the property located at ± 3380 TYLER ST in the City of Riverside, Assessors Parcel No. 138-110-023 hereby requests permission to CONSTRUCT AND MAINTAIN AN ADVERTISING SIGN ENCROACHING 5' INTO

~~is~~ the public right of way of TYLER STREET /or the _____ easement at the _____ rear/ _____ side/ _____ front of said property. The attached drawing shows the requested encroachment. Upon issuance of this permit, I agree to comply with the attached terms and conditions.

Date _____

Jill Gwaltney, Trustee
Jill Gwaltney, Trustee

ENCROACHMENT PERMIT APPROVAL

(to be completed by City)

This permit shall become effective upon the approval of the Departments listed below. Issuance of this permit shall not be construed as a waiver of any other applicable permit or requirement, but is only revocable permission to use the land for the purpose described.

X Public Utilities Water B. Simpson 3/27/96
X Public Utilities Electric Ed Mann 4-1-96
X Planning Craig Aaron 2-29-96
X Parks and Recreation Tony Melan 4-2-96
X (other) TRAFFIC ENG. Thompson
____ (other) _____

Upon obtaining the above signatures, return this permit to the Public Works Department for final approval.

Date 4/11/96

Barry Bell
Public Works Director

Encroachment Permit No. 1341

E-1341

TERMS AND CONDITIONS

The following indicated terms and conditions apply to encroachment permit no. 1341.

1. Permittee acknowledges that the area of encroachment is owned or controlled by the City of Riverside.
2. Permittee acknowledges that the described property could be needed for a proposed or planned public improvement and the City may revoke this permit. Upon written notice of revocation, the permittee shall, within the time prescribed by the City, remove all improvements placed, constructed or maintained. If the permittee fails to abide by the removal order of the City, the City shall have the right to remove and destroy the improvements without reimbursement to the permittee. The cost of such removal shall be paid by the permittee to the City and shall constitute a debt owed to the City.
3. Permittee waives the right of claim, loss, damage or action against the City resulting from revocation, termination, removal of improvements or any action of the City, its officers, agents or employees taken in accordance with the terms herein.
4. If the City Council of the City of Riverside finds that the permittee is in default of the terms of this permit, that shall be cause for revocation.
5. Permittee herewith agrees to hold the City of Riverside harmless from and against all claims demands, costs, losses, damages, injuries, actions for damages and/or injuries, and liability in connection with the construction, encroachment, and/or maintenance to be done by permittee within the described property.
6. Prior to any construction taking place on City controlled property, permittee shall obtain a Construction Permit or Street Opening Permit from the City Public Works Department.
7. The permittee agrees to insure that construction of their improvements will not interfere in any way with existing City or utility facilities. The existing facilities will require future maintenance, reconstruction and revisions and facilities may be added, any of which may result in removal or alteration of the permittee's improvements without

reimbursement to the permittee. Prior to construction, Permittee shall contact Underground Service Alert to field locate existing utility lines. Any conflicts discovered will void the permit until acceptable revisions are made.

8. Other _____

SEE SHEET

LAYOUT LINE

N.E. OFF RAMP

N.E. ON RAMP

TYLER ST.

INDIANA AVE.

PROPOSED
3' ENCROACHMENT

DI. FULLY

MATCH EXIST.
SEE SHEETS 5 & 6
FOR CONSTRUCTION
INSIDE CALTRANS
RIGHT OF WAY

0+88.55

STATE R/W

STATE R/W

SIGNAL BOX

P.P. # 25366J
ST. LT. 6. // TRAFFIC SIGNALS SERVICES
W/ CONSULT TO ST. LT. 6 BOX

TRAFFIC SIGNAL
TRAFFIC SIGNAL BOX
TRAFFIC SIGNAL
TRAFFIC SIGNAL BOX

TRAFFIC SIGNAL
TRAFFIC SIGNAL BOX
W. VAULT

TRAFFIC SIGNAL

TRAFFIC CONTROL PANEL
TRAFFIC SIGNAL BOX
TEL. M.H.

TRAFFIC SIGNAL BOX
TRAFFIC SIGNAL
SIGN

C.B. CLEAN OUT

D.I.

D.I.

C.B. M.H.

SIGN

C.B. M.H.

TEL. M.H.

3" G

3" G

8" S

4" S

55' R/W

10' W

43'

2" W

12" IRR.

12" W

01
70

OF 2

11 2052
1341

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SEYFARTH, SHAW, FAIRWEATHER & GERALDSON
STEPHEN A. BAUMAN, ESQ. (STATE BAR NO. 30033)
One Century Plaza - Suite 3300
2029 Century Park East
Los Angeles, California 90067-3063

(213) 277-7200

Attorneys for Petitioner

FILED

MAY 31 1991

GARY L. GRANVILLE, County Clerk
By  DEPUTY

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ORANGE

In the Matter of)	No. A158481
)	
The Trust of W.G. KELLOW,)	ORDER APPOINTING SUCCESSION
created by the Declaration)	TRUSTEE (Probate Code §17000
of Trust dated)	et seq.)
December 15, 1930.)	
)	

The Petition For Appointment of Successor Trustee
(Probate Code §17000 et seq.) of BARBARA JUNE CORNELL, formerly
BARBARA JUNE KELLOW ("BARBARA"), came on regularly to be heard
on the 22nd day of May, 1991, in Department 3 of the above-
entitled court, the Honorable Tully H. Seymour, Judge presiding.
SEYFARTH, SHAW, FAIRWEATHER & GERALDSON, by STEPHEN A. BAUMAN
appearing for Petitioner. No person appeared to contest the
Petition and no person filed objections to the granting of it.
On proof made to the satisfaction of the Court, the Court finds
that:

1. Due notice of hearing of the Petition has been
regularly given as required by law.
2. That JILL GWALTNEY, who was nominated to be
Successor Trustee, is a fit and proper person to be appointed.

1 and the Court is satisfied that it is necessary that a Successor
2 Trustee be appointed.

3 3. The Petition is granted as set forth below.
4 IT IS THEREFORE ORDERED, ADJUDGED AND DECREED THAT

5 1. Notice has been given as required by law;

6 2. JILL GWALTNEY is hereby appointed as Successor
7 Trustee of that certain Declaration of Trust dated December 31,
8 1930, established by W.G. Kellow, to fill the vacancy created by
9 the resignation of WARREN BRADFORD CORNELL and that said JILL
10 GWALTNEY shall have the powers of said Trustee and is entitled
11 to receive distribution of the property belonging to the Trust
12 from WARREN BRADFORD CORNELL; and

13 3. Bond is hereby waived.

14
15 DATED: MAY 29 1991, 1991

16 *Tully H. Seymour*
17 JUDGE OF THE SUPERIOR COURT
18 TULLY H. SEYMOUR

19
20 LSA1013\KELLOW2.PLE

21
22 THIS INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL
ON FILE IN THIS OFFICE
JUN 10 1991

23 ATTEST:

GARY L. GRANVILLE

County Clerk and Clerk of the
Superior Court of the State of California
in and for the County of Orange

24
25 BY *Ruthie Meyna* DEPUTY
RUTHIE MEYNA

